Honorable Marsha J. Pechman 1 2 3 4 5 6 7 UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON AT SEATTLE 8 DEREK TUCSON, ROBIN SNYDER, No. 2:23-cv-00017-MJP 9 MONSIEREE DE CASTRO, and ERIK MOYA-DELGADO, AMENDED AGREED PRETRIAL ORDER 10 Plaintiffs, 11 v. 12 CITY OF SEATTLE, ALEXANDER 13 PATTON, DYLAN NELSON, RYAN KENNARD, and MICHELE LETIZIA, 14 Defendants. 15 16 **JURISDICTION** 17 This Court has Jurisdiction pursuant to 28 U.S.C. § 1331. 18 19 **CLAIMS AND DEFENSES** 20 Plaintiffs will pursue at trial the following claims: 21 1. Violation of the First Amendment – Retaliatory Arrest – Defendants Letizia, 22 Patton, and Nelson. 23 Derek Tucson against Michele Letizia and Alexander Patton. 24 Robin Snyder against Michele Letizia and Dylan Nelson. Monsieree DeCastro against Michele Letizia and Dylan Nelson. 25 Erik Moya-Delgado against Michele Letizia. 26 27

5. Jury instructions – the parties may have legal disputes relating to to jury instructions.

ISSUES OF LAW—DEFENDANT

- 1. Whether plaintiffs present sufficient evidence to support a jury verdict on their claims.
- 2. Whether defendants present sufficient evidence to support a jury verdict on their affirmative defenses.
- 3. Evidentiary issues presented by the parties, including motions in limine.
- 4. The jury instructions, verdict form, and special interrogatories.

WITNESSES

The names and addresses of witnesses, other than experts, to be used at the time of trial and the general nature of the testimony of each are:

<u>Plaintiffs' Witnesses – Will Testify:</u>

- **Derek Tucson**. Contact c/o Plaintiffs' counsel. Mr. Tucson will testify regarding the circumstances of his arrest and booking into jail by SPD on January 1, 2021; the damages suffered therefrom, including emotional harm; other incidents of actual and planned chalking and political speech; the chilling effect on his speech as a result of his arrest and the City's related policies and practices; the emotional harm and damages suffered as a result of the arrest and booking; and the authentication of various documents.
- Robin Snyder. Contact c/o Plaintiffs' counsel. Ms. Snyder will testify regarding the circumstances of her arrest and booking into jail by SPD on January 1, 2021; the damages suffered therefrom, including emotional harm; other incidents of actual and planned chalking and political speech; the chilling effect on her speech as a result of his arrest and the City's related

policies and practices; the emotional harm and damages suffered as a result of the arrest and booking; and the authentication of various documents.

- Monsieree De Castro. Contact c/o Plaintiffs' counsel. Ms. De Castro will testify regarding the circumstances of her arrest and booking into jail by SPD on January 1, 2021; the damages suffered therefrom, including emotional harm; other incidents of actual and planned chalking and political speech; the chilling effect on her speech as a result of his arrest and the City's related policies and practices; the emotional harm and damages suffered as a result of the arrest and booking; and the authentication of various documents.
- Erik Moya-Delgado. Contact c/o Plaintiffs' counsel. Mr. Moya-Delgado will testify regarding the circumstances of his arrest and booking into jail by SPD on January 1, 2021; the damages suffered therefrom, including emotional harm; other incidents of actual and planned chalking and political speech; the chilling effect on his speech as a result of his arrest and the City's related policies and practices; the emotional harm and damages suffered as a result of the arrest and booking; and the authentication of various documents.
- Caedmon Cahill. Contact c/o Defendants' counsel. Ms. Cahill will testify regarding her role as a Policy Advisor for the City of Seattle during 2020 and 2021; COVID-19 booking restrictions; her investigation into the City bookings of protestors in violation of the COVID-19 booking restrictions; her efforts to bring these violations to the attention of SPD and the City of Seattle Mayor's Office; the nature of the response she received from SPD and the Mayor's office; and the City's policies and practices with regard to booking into King County Jail during 2020 and 2021.
- **Michele Letizia**. Contact c/o Defendants' counsel. Officer Letizia is expected to testify about the facts and circumstances of the arrests of Plaintiffs; his observations of Plaintiffs

through a security camera prior to and during the arrests; his communications with other officers regarding the same; the reason for the arrests; and the culture within the East Precinct as of January 2021; and the City's policy and practice with respect to chalk writing; the exercise of his discretion in making arrest and booking decisions.

- Jamison Maehler. Contact c/o Defendants' counsel. Officer Maehler is expected to testify about the facts and circumstances of the arrests of Plaintiffs; the reason for the arrests and booking of Plaintiffs; the culture within the East Precinct as of January 2021; the East Precinct break room or bike room; the presence of certain political materials within that room; the presence of Chief of Police Carmen Best within that room; and the City's policy and practice with respect to chalk writing; the exercise of his discretion in making arrest and booking decisions.
- Ryan Kennard. Contact c/o Defendants' counsel. Sgt. Kennard is expected to testify about the facts and circumstances of the arrests of Plaintiffs; the reason for the arrests and booking of Plaintiffs; the booking policies and practices at SPD as of January 2021; the culture within the East Precinct as of January 2021; and the City's policy and practice with respect to chalk writing; the exercise of his discretion in making arrest and booking decisions.
- **Dylan Nelson.** Contact c/o Defendants' counsel. Officer Nelson is expected to testify about the facts and circumstances of the arrests of Plaintiffs; the reason for the arrests and booking of Plaintiffs; the culture within the East Precinct as of January 2021; the booking and arrest policies in place at SPD and the East Precinct as of January 2021; and the City's policy and practice with respect to chalk writing; the exercise of his discretion in making arrest and booking decisions.

- Alexander Patton. Contact c/o Defendants' counsel. Officer Patton may testify about the facts and circumstances of the arrests of Plaintiffs; the reason for the arrests and booking of Plaintiffs; the culture within the East Precinct as of January 2021; the booking and arrest policies in place at SPD and the East Precinct as of January 2021; and the City's policy and practice with respect to chalk writing; the exercise of his discretion in making arrest and booking decisions.
- **Daniel Clark.** 206-466-8396. Mr. Clark is expected to testify about the authentication of certain exhibits relating to incidents of arrest or threatened arrest for political chalking.
- Ryan Barrett. Contact c/o Defendants' counsel. Officer Barrett may testify about the facts and circumstances of the arrests of Plaintiffs; the reason for the arrests and booking of Plaintiffs; the culture within the East Precinct as of January 2021; the booking and arrest policies in place at SPD and the East Precinct as of January 2021; access to the precinct's bike/break room containing improper political materials; the City's policy and practice with respect to chalk writing; the exercise of his discretion in making arrest and booking decisions.

Defendants' Witnesses – Will Testify (but not as part of case-in-chief):

Captain Lori Aagard c/o Kerala Cowart, Assistant City Attorney Seattle City Attorney's Office 701 Fifth Avenue, Suite 2050 Seattle, WA 98104-7095

Pursuant to the Court's guidance at the June 5 pretrial conference, Defendants will call Capt. Aagard in response to Plaintiffs' video deposition clips in lieu of live testimony.

Defendants anticipate that it will be faster to present live witness testimony from Capt. Aagard within the scope of Plaintiffs' video deposition designations than it would be to present a series of responsive counter designations.

Paul Jackson, Director of Graffiti Programs c/o Kerala Cowart, Assistant City Attorney Seattle City Attorney's Office

701 Fifth Avenue, Suite 2050 Seattle, WA 98104-7095

Pursuant to the Court's guidance at the June 5 pretrial conference, Defendants will call Director Paul Jackson in response to Plaintiffs' video deposition clips in lieu of live testimony. Defendants anticipate that it will be faster to present live witness testimony from Mr. Jackson within the scope of Plaintiffs' video deposition designations than it would be to present a series of responsive counter designations.

PLAINTIFFS' TRIAL EXHIBITS

Plaintiffs identify the following trial exhibits, which they intend to present to the jury in electronic format:

Ex. #	Description	Authenticity	Admissibility	Objection	Admitted						
	INCIDENT PHOTOS AND STILLS										
1	Photos of chalk writing (PL-000057, CITY_000417, CITY_000421, CITY_000422, CITY_000423, CITY_000424)			None							
2	Screen shot of Trump Flag in East Precinct (still from Dkt. 81-5, CITY_000912)			MIL, 401, 402, 403							
3	Screen shot of tombstone in East Precinct (Dkt. 81-6, CITY_000912)			MIL, 401, 402, 403							
4	Still showing police presence (from PL_000164)			None							
5	Still showing police presence, (from CITY_000879)			None							

1 Ex.	# Description	Authenticity	Admissibility	Objection	Admitted
	ARREST AND BOO	OKING DOC	UMENTATI	ON	
6	Arrest reports (CITY_000461- 463, 496-498, 491493, 465-467)			None	
7	Booking receipts (CITY_000473, 476, 479, 488)			None	
8	Kennard screening report and screening forms (CITY_000457, CITY_000499-506)			None	
9	Barrett property inventory (CITY_000459)			None	
10	Nelson statement (CITY_000474-475)			None	
11	Nelson inventory of livestream video (CITY_000477-478)			None	
12	Patton statement (CITY_000480-481)			None	
13	Letizia statement (CITY_000494)			None	
14	Booking verifications (CITY_000507, 508, 509, 510, 511)	Stipulate to admit exhibit with summary narrative descriptio n, to avoid need to offer witness to authentica te?		REDACT PII; NONE	
15	Incident report and cover sheet (CITY_000489-490, 482-485)			None	

Case 2:23-cv-00017-MJP Document 145 Filed 06/11/24 Page 9 of 21

Ex. #	Description	Authenticity	Admissibility	Objection	Admitted
16	CAD Report, CITY_000518-527			REDACT PII; NONE	
	INCID	ENT VIDEO	OS		
17	Security camera video, OutsideEntranceView, CITY_000878			None	
18	Security camera video OutsideAlley pt. 1 (Dkt. 81-2, CITY_000879)			None	
19	Security camera video OutsideAlley pt. 2 (Dkt. 81-2, CITY_000880)			None	
20	Officer Jordon Body Worn Camera video (Dkt. 81-16, CITY_000922, Axon Body 3 Video 2021-01-01 2233)			401, 402, 802 (unless specific clips identified)	
21	Officer Patton Body Worn Camera video (Dkt. 96-4, CITY_000921, Axon Body 3 Video 2021-01-01 2233)			MIL, 403 until 00:20. Otherwise None	
22	Officer Gregory Body Worn Camera (Axon Body 3 Video 2021- 01-01 2233, CITY_000920) (arrest of DT, with shove)			401, 402, 802 (unless specific clips identified)	
23	Officer Barrett Body Worn Camera (produced by defense 5/21/24) (Axon_Body_3_Video_2021-01-01_2235)			None	
24	Officer Nguyen Body Worn Camera, CITY_000916, Axon Body 3 Video 2021-01-01 2237			401, 402, 802 (unless specific	

AMENDED AGREED PRETRIAL ORDER - 9

1	Ex. #	Description	Authenticity	Admissibility	Objection	Admitted
2					clips identified)	
4 5	25	Officer Nelson Body Worn Camera video (Dkt. 81-17, CITY_000914, Axon Body 3 Video 2021-01-01 2237)			None	
6 7 8 9 10	26	Maehler Body Worn Camera video (Dkt. 81-5, CITY_000912, Axon Body 3 Video 2021-01-01 2249)			MIL 401, 402, 802 (unless specific clips identified)	
11 12 13	27	Officer Gregory Body Worn Camera, (CITY_000909, Axon Body 3 Video 2021-01-01 2249), shove of Moya Delgado			MIL, 401, 402, 403 802	
14 15 16	28	Officer Barrett Body Worn Camera video (Dkt. 96-2, CITY_000910, Axon Body 3 Video 2021-01-01 2249)			401, 402, 802 (unless specific clips identified)	
171819	29	Officer Nelson Body Worn Camera video (Dkt. 96-3, CITY_000911, Axon Body 3 Video 2021-01-01 2249)			None	
20212223	30	Officer Barrett Body Worn Camera video (Dkt. 96-1, CITY_000904, Axon_Body_3_Video_2021-01-01_2255-3)			401, 402, 802 (unless specific clips identified)	
24252627	31	Officer Gregory Body Worn Camera, CITY_000901, Axon Body 3 Video 2021-01-01 2259			401, 402, 802 (unless specific clips identified)	

AMENDED AGREED PRETRIAL ORDER - 10

1	Ex. #	Description	Authenticity	Admissibility	Objection	Admitted
2 3 4	32	Officer Barrett Body Worn Camera video, (CITY_000899, Axon Body 3 Video 2021-01-01 2301)			None	
5 6 7	33	Officer Gregory Body Worn Camera video (Dkt. 96-6, CITY_000891, Axon Body 3 Video 2021-01-01 2330)			None	
8	34	ICV Snyder and De Castro CITY_000889, AXON Fleet 2 IR Video 2021-01-01 2333			None	
101112	35	ICV – Tucson and Moya Delgado – CITY_000882, 2021- 736_ICV_8596@20210101233325. mpg			Duplicates Ex 34	
13 14 15 16 17 18	36	Livestream video, Dkt. 96-5, PL_000164			No Objection to 0:00-4:45, 15:17- 16:40, or 22:03-23:00 401, 402, 403, 802 to remainder of Exhibit	
20		BOOKING PO	DLICY DOC	UMENTS		
21 22	37	Diaz booking memo, (Dkt. 96-7, CITY_000768-769)			None	
23	38	SPD email re: booking, Mar. 24, 2020, CITY_000770			None	
242526	39	May 20, 2020 email "remove booking restrictions," CITY_012315			403, 802, 805	
	<u> </u>					

AMENDED AGREED PRETRIAL ORDER - 11

No. 2:23-cv-00017-MJP

Ex. #	Description	Authenticity	Admissibility	Objection	Admitted
40	June 5, 2020 Bushaw email, Dkt. 98-8, PL-000524	Object		401, 402, 403, 602, 802	
41	June 2020 Notes re: booking restrictions, CITY_005163			401, 402, 802	
42	July 6, 2020 email re: bookings, CITY_004513-4517			401, 402, 403, 602, 802	
43	Oct. 6, 2020 email from Cahill, CITY_004464-66			401, 402, 403, 802	
44	Oct. 8, 2020 Caedmon Cahill email (Dkt. 96-11, CITY_004435-4436)			401, 402, 403, 802	
45	October 22 nd , 2020 Cahill emails. CITY_004484-4487			401, 402, 403, 802	
46	Nov. 16, 2020 JAG organizing email, CITY_002294-2296			401, 402, 802	
47	Dec. 2 2020 JAG meeting invite, CITY_010329-330			401, 402	
48	Dec. 16 2020 JAG meeting invite, CITY_010744-45			401, 402	
49	Dec. 16 2020 JAG agenda re: booking restrictions, CITY_012198			401, 402	
50	Dec. 21, 2020 email to Kline re: booking restrictions, CITY_012266-7			401, 402, 802	
51	Jan. 6, 2021 email re: booking restrictions, CITY_012333-34			401, 402, 403, 602, 802	

AMENDED AGREED PRETRIAL ORDER - 12

No. 2:23-cv-00017-MJP

26

Ex. #	Description	Authenticity	Admissibility	Objection	Admitted
52	Jan 6, 2021 email to Julie Kline re booking restrictions, CITY_012282-83			401, 402, 403, 602, 802	
53	Jan. 6, 2021 JAG emails and agenda, CITY_009500-503			401, 402, 403, 602, 802	
54	Jan. 13, 2021 Caedmon Cahill email (Dkt. 96-12, CITY_012237-39)			401, 402, 403, 802	
55	Jan. 20, 2021, Emails with Assistant Chief Mahaffey, CITY_012302-05			401, 402, 403, 802 (scheduling parts ok)	
56	Email re: Keith Swank working group participation, CITY_011995-96			401, 402, 403, 802	
57	Julie Kline JAG text messages re May 2021 JAG meeting, CITY_004610 et seq.			401, 402, 403, 802	
58	Meeting invite for May 2021 JAG meeting CITY-010435-36			401, 402	
59	SPD Manual, Section 6.010 (Dkt. 96-31)			401, 402 (not in effect on Jan 2021)	
60	Protest Bookings Spreadsheet, CITY_005092			401, 402, 403, 602	
61	KOMO Diaz clip, Dep. Exhibit 10	Object		401, 402, 403, 802, 901	
62	Evidence Item Scan (Override article) CITY_000403	Object		401, 402, 403, 802, 901	

Ex. #	Description	Authenticity	Admissibility	Objection	Admitted
	CHALKING PO	DLICY AND	PRACTICE		•
63	Chalking photo, PL-000001	Object			
64	Chalking photo, PL-000002	Object			
65	Daniel Clark video of officer chalking, Dkt. 79-1, PL-000581.			None	
66	Screenshot from Clark video, from PL-000581			None	
67	City of Seattle webpage regarding chalk Dkt. 96-10			None	
68	SPD Twitter post regarding chalk, PL-00008			None	
69	Tire chalking video (March), Dkt. 108-1, PL-000815			401, 402, 403	
70	Second video of tire chalking (April), PL-000816			401, 402, 403	
71	Photo of tire chalking, PL-000817			401, 402, 403	
72	Tire chalking photo, PL-000519			401, 402, 403	
73	Tire chalking photo, PL-000007.			401, 402, 403	
74	Video of Lt. Brooks chalking arrest warning, Dkt. 38-1, PL-000165	Object		403	
75	KOMO video of chalking, PL-000046.	object		401, 402, 403, 602, 901	
76	Patton body camera of Clark arrest, CITY_000943			401, 402, 403	

AMENDED AGREED PRETRIAL ORDER - 14

Ex. #	Description	Authenticity	Admissibility	Objection	Admitted
	MISC	ELLANEOU	J S	,	
77	RCW 42.52.180 – Use of public resources			MIL, 401, 402, 403	
78	SMC 4.16.070 – Code of Ethics			MIL, 401, 402, 403	
79	SPD Policy 5.060 – Employee Political Activity			MIL, 401, 402, 403	
80	OPA Case Summary, No. 2021OPA-0013, Dkt. 96-33			MIL, 401, 402, 403, 802	
81	Trump Twitter post, Dkt. 96-32	object		MIL, 401, 402, 403, 802, 901	
82	Video of barricade construction (viewed and discussed in Jackson 30(b)(6) Dep.)	object		MIL, 401, 402, 901	
83	Spreadsheet with DOT closure permits, PL-000134	object		401, 402, 403, 602, 802,	
84	Barricade complaints, PL-000136, 137, 135	object		401, 402, 403, 602, 802, 901	
85	Officer Gregory OPA Interview, CITY_004703 - CITY_004720			802	
86	Officer Barrett OPA Interview, CITY_004721 - CITY_004740			802	
87	Officer Nelson OPA Interview, CITY_004640 - CITY_004662			401, 402, 403, unless Plfs identify excerpts	

AMENDED AGREED PRETRIAL ORDER - 15

Ex. #	Description	Authenticity	Admissibility	Objection	Admitted
88	Officer Letizia OPA Interview, CITY_004683 - CITY_004702			401, 402, 403, unless Plfs identify excerpts	
89	Officer Nguyen OPA Interview, CITY_004663 - CITY_004682			802	
90	Body Worn Camera showing full length of barricade wall, Axon Body 3 Video 2020-12-16 0250, CITY_000930			401, 402, 403	
91	SPD BWC Policy			401, 402; version not in effect on Jan 1, 2021	
92	Patton Body Worn Camera showing Gadsden Flag, Axon Body 3 Video 2020-12-16 0239, CITY_000943			MIL; 401, 402, 403	
93	Gadsden flag "SPD Has Tread on Me" screenshot excerpted from CITY_000943			MIL; 401, 402, 403	
94	Copy of SMC 12A.08.020			MIL	
	D.	AMAGES			
95	Plaintiff De Castro progress notes, PL-000646-684	object		MIL, FRCP 26(a)(1)(A), 701, 901	
96	Plaintiff De Castro invoices, PL-000642-645				
97	Plaintiff De Castro, Questionnaire/Intake notes, PL-000685-694	object		MIL, FRCP 26(a)(1), 701, 901	

AMENDED AGREED PRETRIAL ORDER - 16

Ex. #	Description	Authenticity	Admissibility	Objection	Admitte
98	Plaintiff De Castro, opinion letter, PL-000725	object		401, 402, 701, 702, 703, 704, 705, 901, MIL; FRCP 26(a)(2)(B)	
99	Plaintiff De Castro, Clinician Administered PTSD Scale, PL-000695-000724	object		401, 402, 701, 702, 703, 704, 705, 901, MIL; FRCP 26(a)(2)(B)	
100	De Castro Wage Docs, PL-000730-808	object		401, 402, 901, compound exhibit	
	SUPPLEM	ENTAL EXI	HIBITS		
101	Maehler Body Worn Camera video, CITY_012364			401, 402, 403 (cumulative	
102	Complete arrest documentation, CITY_000453-517			401, 402, 802 (document is too long, many irrelevant w/ hearsay, but many parts are admissible)	
A	ADDITIONAL VIDEOS DISCLOSE	D BY DEFE	NDANTS 6/3	/2024 AND 6/4	4/2024
Video	os produced on 6/3/2024:				
103	Axon_Body_3_Video_2021-01- 01_2242			irrelevant (401, 402)	

AMENDED AGREED PRETRIAL ORDER - 17 No. 2:23-cv-00017-MJP

Ex. #	Description	Authenticity	Admissibility	Objection	Admitted
				and waste of time (403)	
104	Axon_Body_3_Video_2021-01- 01_2249			irrelevant (401, 402) and waste of time (403)	
105	Axon_Body_3_Video_2021-01- 01_2249-4			irrelevant (401, 402) and waste of time (403)	
106	Axon_Body_3_Video_2021-01- 01_2253			irrelevant (401, 402) and waste of time (403)	
107	Axon_Body_3_Video_2021-01- 01_2253-2			irrelevant (401, 402) and waste of time (403)	
108	Axon_Body_3_Video_2021-01- 01_2255			irrelevant (401, 402) and waste of time (403)	
109	Axon_Body_3_Video_2021-01- 01_2255-2			irrelevant (401, 402) and waste of time (403)	
Video	os produced on 6/4/2024:				
110	Axon_Body_3_Video_2021-01- 01_2240			irrelevant (401, 402) and waste of time (403)	
111	Axon_Body_3_Video_2021-01- 01_2332			irrelevant (401, 402) and waste of time (403)	

AMENDED AGREED PRETRIAL ORDER - 18

No. 2:23-cv-00017-MJP

DEFENDANTS' TRIAL EXHIBITS

In addition to those identified by Plaintiffs, the Defendants identify the following trial exhibits, which Defendants intend to present to the jury <u>in electronic format</u>:

Ex. #	Description	Authenticity	Admissibility	Objection	Admitted
200	Body Worn Video of Mia Nguyen, 11:07 pm; Dkt 94, CITY_000898. Excerpts 11:09- 11:10, 11:13-15		Agreed		
201	SPD General Offense Report #2021-000736; Dkt 86-16, CITY_000453.		Withdrawn	FRE 401, 402, 403, 801, 802. Plaintiffs have included the relevant and admissibl e excerpts of this packet of document s in their proposed exhibits.	
202	Captain Sano Email, dated Aug. 10, 2021; Dkt 103-3, CITY_004742.		Withdrawn	FRE 401, 402, 403, 407, 801	
203	Photos, SPD East Precinct, Dkt 111-1, CITY_000419- CITY_000420, CITY_000422- CITY_000427, and PL-000070.		Agreed		

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27

Ex. #	Description	Authenticity	Admissibility	Objection	Admitted
204	Video of Plaintiff Moya- Delgado marking wall of East Precinct building; PL-000162		Agreed		
205	Excerpt of In-Car Video, Plaintiffs Snyder and DeCastro; CITY_000898. Excerpt 11:34- 11:39.		Disputed	Document Defendant s produced as exhibit is Bates 899. Object under FRE 401, 403.	
206	Body Worn Video of Mia Nguyen, 10:55 pm; Dkt 94, CITY_000903 (excerpt – 10:55- 10:58pm)		Agreed		

ORDER OF THE COURT

This case is scheduled for trial before a jury on June 12, 2024, at 9:00 a.m. This order has been approved by the parties as evidenced by the signatures of their counsel. This order shall control the subsequent course of the action unless modified by a subsequent order. This order shall not be further amended except by order of the court pursuant to agreement of the parties or to prevent manifest injustice.

Dated June 11, 2024.

Marsha J. Pechman

Marshy Relens

United States Senior District Judge

1	As present on this 11 th day of June 200	24 by
1 2 3 4 5 6	As present on this 11 th day of June, 202 By: MacDONALD HOAGUE & BAYLESS 705 Second Avenue, Suite 1500 Seattle, Washington 98104 Tel 206.622.1604 Fax 206.343.3961 /s/Nathaniel Flack Nathaniel Flack, WSBA #58582 Email: nathanielf@mhb.com Braden Pence, WSBA #43495	By: THE LAW OFFICE OF NEIL FOX 2125 Western Ave Ste 330 Seattle, WA 98121-3573 Tel 206.728.5440 Fax 866.422.0542 /s/Neil Fox Neil Fox, WSBA #15277 Email: nf@neilfoxlaw.com
7 8	Email: bradenp@mhb.com By:	
9 10 11	/s/Kerala Cowart Kerala Cowart, WSBA# 53649 Joseph D. Everett, WSBA# 38248 Assistant City Attorneys	
12	E-mail: <u>kerala.cowart@seattle.gov</u> E-mail: <u>joseph.everett@seattle.gov</u>	
14	Seattle City Attorney's Office 701 Fifth Avenue, Suite 2050 Seattle, WA 98104 Phone: (206) 684-8200	
16 17	Attorneys for Defendant City of Seattle, Alexander Patton, Dylan Nelson, Ryan Kennard, and Michele Letizia	
18		
19 20		
21		
22		
23		
24 25		
26		